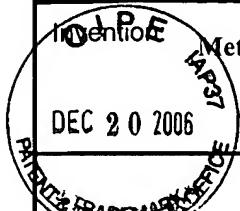


CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Theodor Funck

Docket No.

46955.13

Application No.
10/802,175Filing Date
March 17, 2004Examiner
Jerry LinCustomer No.
023973Group Art Unit
1631

Method and Device for Diagnostic Investigation of Biological Samples

DEC 20 2006

I hereby certify that the following correspondence:

Amendment Transmittal Letter (1 p.); Response to Restriction Requirement (8 pp.); Post Card*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

December 20, 2006*(Date)***Lisa Richardson***(Typed or Printed Name of Person Mailing Correspondence)**Lisa Richardson*
*(Signature of Person Mailing Correspondence)***EV592625318US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**Drinker Biddle & Reath LLP
One Logan Square
18th & Cherry Streets
Philadelphia, PA 19103

12-21-06

JPLW

AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Theodor Funck

Docket No.

46955.13

Application No. 10/802,175	Filing Date March 17, 2004	Examiner Jerry Lin	Customer No. 023973	Group Art Unit 1631	Confirmation No. 3846
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Invention: P Method and Device for Diagnostic Investigation of Biological Samples



COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	14 -	20 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0	x \$100.00	\$0.00
Multiple Dependent Claims (check if applicable)		<input type="checkbox"/>			\$0.00
		TOTAL ADDITIONAL FEE FOR THIS AMENDMENT			\$0.00

No additional fee is required for amendment.

Please charge Deposit Account No. in the amount of

A check in the amount of to cover the filing fee is enclosed.

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0573

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Matthew P. McWilliams, Esq.
Registration No. 46,922
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One Logan Square
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Fax: (215) 988-2757

Dated: December 20, 2006

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(Date)

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cc:



Attorney's Docket No. 46955.13

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Theodor Funck

: Group No. : 1631

Serial No.: 10/802,175

: Examiner: Jerry Lin

Filed: March 17, 2004

For: Method and Device for Diagnostic Investigation of Biological Samples

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed on December 18, 2006 in the subject application, Applicant respectfully re-submits the following amendments and remarks.

Amendments to the Claims begin on Page 2 of this paper.

Remarks begin on Page 6 of this paper.